

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

NATIONWIDE LIFE AND ANNUITY COMPANY,

Plaintiff,

vs.

FRANK MCCORMICK LACY, JR., *et al.*,

Defendants.

Case No.: 13-CV-2629 YGR

ORDER VACATING DATES AND SETTING  
COMPLIANCE HEARING

**TO ALL PARTIES AND COUNSEL OF RECORD:**


The Court understands, based upon the parties' filings, that the above-captioned case has settled. (Dkt. No. 29.) Accordingly, all pending motion, case management, and trial dates are **VACATED**. A compliance hearing shall be held on **Friday, December 6, 2013**, on the Court's **9:01 a.m.** Calendar, in Courtroom 5 of the United States Courthouse, 1301 Clay Street, Oakland, California.

At least five (5) business days prior to the date of the compliance hearing, the parties shall file either (a) a Stipulation of Dismissal; or (b) a one-page **JOINT STATEMENT** setting forth an explanation regarding the failure to comply. If compliance is complete, the parties need not appear and the compliance hearing will be taken off calendar.

Telephonic appearances will be allowed if the parties have submitted a joint statement in a timely fashion. Failure to do so may result in sanctions.

**IT IS SO ORDERED.**

Dated: October 30, 2013

  
YVONNE GONZALEZ ROGERS  
UNITED STATES DISTRICT COURT JUDGE